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FILED

JUL 08 2015

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

COMPLAINT BY A PRISONER UNDER THE CIVIL RIGHTS ACT, 42 U.S.C. § 1983

Name: CROSS MARION ______
(*Last*) (*First*) (*Middle*)

Prisoner Number: AV 2399

Institutional Address: 42-06UP CCC PO BOX 2400
SUSANVILLE CA. 96127

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

MARION LEE CROSS
(*Enter your full name.*)

vs.

CHUCK ETCHISON
JERICHO PROJECT INCORPORATED
MANTECA SUPERIOR COURT CA.
(*Enter the full name(s) of the defendant(s) in this action.*)

CV 15 3146 LB

(PR)

Case No. 14006666
(*Leave blank; to be provided by Clerk of Court*)

COMPLAINT UNDER THE CIVIL RIGHTS ACT, 42 U.S.C. § 1983

I. Exhaustion of Administrative Remedies.

Note: *You must exhaust available administrative remedies before your claim can go forward. The court will dismiss any unexhausted claims.*

A. Place of present confinement SAME AS LINE 5 ABOVE.

B. Is there a grievance procedure in this institution? YES ☐ NO ☑

C. If so, did you present the facts in your complaint for review through the grievance procedure? YES ☐ NO ☐

D. If your answer is YES, list the appeal number and the date and result of the appeal at each level of review. If you did not pursue any available level of appeal, explain why.

1. Informal appeal: ______

2. First formal level: ______________________

3. Second formal level: ______________________

4. Third formal level: ______________________

E. Is the last level to which you appealed the highest level of appeal available to you?

YES ☐ **NO**☐

F. If you did not present your claim for review through the grievance procedure, explain why.

there was no grievance procedure

II. Parties.

A. Write your name and present address. Do the same for additional plaintiffs, if any.

MARION LEE CROSS AV2399

42 06U C.C.C. PO BOX 2400 SUSANVILLE CA. 96127

B. For each defendant, provide full name, official position and place of employment.

CHUCK ETCHISON. DIRECTOR OF JERICHO PROJECT

DRUG PROGRAM.

JERICHO PROJECT INC.

MANTECA SUPERIOR COURT OF CA.

III. Statement of Claim.

State briefly the facts of your case. Be sure to describe how each defendant is involved and to include dates, when possible. Do not give any legal arguments or cite any cases or statutes. If you have more than one claim, each claim should be set forth in a separate numbered paragraph.

WHILE I WAS ATTENDING A COURT APPOINTED DRUG PROGRAM AT JERICHO PROJECT IN BRISBANE CA. I WAS CHOKED OUT [PHYSICAL ASSAULT] BY THE PROGRAM DIRECTOR, CHUCK ETCHISON ON OR ABOUT 7/31 OR 8/1 2014. THE SUPPORTING DOCUMENT FOR THIS CLAIM CAN BE PROVIDED BY MR. MANUEL MARTINEZ JR. CHEIF OF POLICE, DALY CITY CA. 333 90TH ST. PHONE 650 991 8119. CASE # 14006666

I WOULD ALSO LIKE TO INCLUDE THE FOLLOWING DEFENDANTS:

1. JERICHO PROJECT INC. FOR EMPLOYING MR. ETCHISON
2. MANTECA SUPERIOR COURT FOR SENTENCING ME TO A PROGRAM WHERE I WAS PHYSICALLY ASSAULTED AND LATER IGNORING WRITTEN PROOF OF THIS ASSAULT AND FURTHER SENTENCING ME TO FOUR YRS. STATE PRISON AS PART OF THE SAME CASE # MF038066A

IV. Relief.

Your complaint must include a request for specific relief. State briefly exactly what you want the court to do for you. Do not make legal arguments and do not cite any cases or statutes.

I FEEL I HAVE BEEN PHYSICALLY AND PSYCHOLOGICALLY INJURED AND AS A RESULT OF THE COURTS SENTENCE I HAVE LOST WAGES AND NOW I ALSO FEEL I NEED TO BE RETRAINED IN HEAVY EQUIPMENT OPERATING. ALSO I FEEL ENTITLED TO ONE MILLION DOLLARS COMPENSATION

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Signed this 16 day of June, 2015

Marion L. Cross
(Plaintiff's signature)

Please continue to the next page.

MAGISTRATE JUDGE JURISDICTION

Please indicate below by checking **one** of the two boxes whether you choose to consent or decline to consent to magistrate judge jurisdiction in this matter. Sign this form below your selection.

☑ **Consent to Magistrate Judge Jurisdiction**

In accordance with the provisions of 28 U.S.C. § 636(c), I voluntarily **consent** to have a United States magistrate judge conduct all further proceedings in this case, including trial and entry of final judgment.

OR

☐ **Decline Magistrate Judge Jurisdiction**

In accordance with the provisions of 28 U.S.C. § 636(c), I **decline** to have a United States magistrate judge conduct all further proceedings in this case, including trial and entry of final judgment.

Signed this 16 day of June, 2015

Marion L. Cross
(Plaintiff's signature)

POLICE DEPARTMENT

CITY OF DALY CITY

ADDRESS ALL COMMUNICTIONS
TO CHIEF OF POLICE

333 90TH STREET
DALY CITY, CA 94015-1895
PHONE: (650) 991-8119

MANUEL MARTINEZ JR.
CHIEF OF POLICE

MARION CROSS
999 WEST MATHEWS RD
FRENCH CAMP, CA

Case #14006666

NOTICE TO VICTIMS OF VIOLENT CRIMES

As a victim of violent crime, you may qualify for compensation from the State of California, under Section 13959 of the Government Code,

IF, as a direct result of a crime of violence:

You have been physically or psychologically injured –

You lose wages or income due to time off work –

You require rehabilitation training before returning to work, or –

A person upon whom you are legally dependent for support has been physically injured or has died, or –

You have legally assumed or voluntarily paid the medical or burial expense of the person who has been physically injured or has died.

You may receive services and assistance available to victims of violent crime, and witnesses in criminal proceedings, through the Victim Center of San Mateo County.

For assistance and information, contact:

VICTIM CENTER
Of San Mateo County
1050 Mission Road
South San Francisco, CA 94080
(650) 599-7479

DCPD-193

TO: Honorable Judge Northup

From: Your Name

Date: Todays Date

Re: Your Case No MF 038066 A

I wanted to inform The Court that I was Questioned At the San Joaquin County Honor Farm on *Date*. The questions were About The Program Directors Actions Against me and a Physical Assault by him on me. The Director was of the Court Mandated Program from the Above noted Case.

The Detective was from Daly City. I gave him Contact information to my Public Defender and will Assume The District Attorney was notified of the official visit.

Sincerely,

Marion Cross
AV2399 42-06L
po BOX 2400
Susanville CA 96127

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JUL 06 2015
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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sco CA 94102

c/o M. JONES 6.30.15